

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

**VICTOR CASTRO AND ZENAIDA
CASTRO
Plaintiffs,**

v.

**PALOMAR SPECIALTY INSURANCE
COMPANY AND RICHARD
BARKKUME,
Defendants**

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**CIVIL ACTION NO. 7:16-cv-00579
JURY DEMANDED**

AGREED STIPULATION OF DISMISSAL FOR PLAINTIFFS

Plaintiffs and Defendants Palomar Specialty Insurance Company and Richard Barkkume file this stipulation of dismissal under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

1. Plaintiffs are Victor Castro and Zenaida Castro, Defendants are Palomar Specialty Insurance Company and Richard Barkkume.

2. On August 10, 2016, Plaintiffs sued Defendants in the County Court At Law #1, Hidalgo County, Texas, Cause No. CL-163151-A. On September 26, 2016, Palomar Specialty Insurance Company and Richard Barkkume filed their Original Answers. On September 30, 2016, Palomar Specialty Insurance Company and Richard Barkkume filed their Notice of Removal.

3. On or about January 19, 2017, the parties settled this case. As a result of this settlement, all issues in the above-styled and numbered litigation have been fully and finally settled. Plaintiffs now move to dismiss the suit against Defendant.

4. Defendants agree to the dismissal.

5. This case is not a class action under Federal Rule of Civil Procedure 23, a derivative action under Rule 23.1, or an action related to an unincorporated association under Rule 23.2.

6. A receiver has not been appointed in this case.

7. This case is not governed by any federal statute that requires a court order for dismissal of the case.

8. Plaintiffs have not previously dismissed any federal- or state-court suit based on or including the same claims as those presented in this case.

9. This dismissal is with prejudice.

Respectfully submitted

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**COUNSEL FOR PLAINTIFFS,
VICTOR CASTRO AND ZENAIDA
CASTRO**

**Signed with permission*

CERTIFICATE OF SERVICE

I certify that on April 5, 2017, a copy of the parties' Agreed Stipulation of Dismissal was *electronically filed* on the CM/ECF system, and will be served on the following attorney in charge for Plaintiffs, Victor Castro and Zenaida Castro, via electronic filing or regular mail:

Cristobal M. Galindo
Cristobal M. Galindo Law Firm
Email: stormcase@galindolaw.com

VIA E-FILING

/s/Mikell A. West
Mikell A. West